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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
DOCKET CONTROL

COMMISSIONERS

KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER - PALO VERDE
UTILITIES COMPANY FOR THE
ESTABLISHMENT OF JUST AND
REASONABLE RATES AND CHARGES FOR
UTILITY SERVICE DESIGNED TO REALIZE
A REASONABLE RATE OF RETURN ON
THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. SW-20445A-09-0077

IN THE MATTER OF THE APPLICATION OF
VALENCIA WATER COMPANY - GREATER
BUCKEYE DIVISION FOR THE
ESTABLISHMENT OF JUST AND
REASONABLE RATES AND CHARGES FOR
UTILITY SERVICE DESIGNED TO REALIZE
A REASONABLE RATE OF RETURN ON
THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. W-02451A-09-0078

IN THE MATTER OF THE APPLICATION OF
WILLOW VALLEY WATER COMPANY FOR
THE ESTABLISHMENT OF JUST AND
REASONABLE RATES AND CHARGES FOR
UTILITY SERVICE DESIGNED TO REALIZE
A REASONABLE RATE OF RETURN ON
THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. W-01732A-09-0079

IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER - SANTA CRUZ WATER
COMPANY FOR THE ESTABLISHMENT OF
JUST AND REASONABLE RATES AND
CHARGES FOR UTILITY SERVICE
DESIGNED TO REALIZE A REASONABLE
RATE OF RETURN ON THE FAIR VALUE
OF ITS PROPERTY THROUGHOUT THE
STATE OF ARIZONA.

DOCKET NO. W-20446A-09-0080

Arizona Corporation Commission

DOCKETED

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DOCKETED BY

[Signature]

1 IN THE MATTER OF THE APPLICATION OF
2 WATER UTILITY OF GREATER TONOPAH
3 FOR THE ESTABLISHMENT OF JUST AND
4 REASONABLE RATES AND CHARGES FOR
5 UTILITY SERVICE DESIGNED TO REALIZE
6 A REASONABLE RATE OF RETURN ON
7 THE FAIR VALUE OF ITS PROPERTY
8 THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. W-02450A-09-0081

6 IN THE MATTER OF THE APPLICATION OF
7 VALENCIA WATER COMPANY – TOWN
8 DIVISION FOR THE ESTABLISHMENT OF
9 JUST AND REASONABLE RATES AND
10 CHARGES FOR UTILITY SERVICE
11 DESIGNED TO REALIZE A REASONABLE
12 RATE OF RETURN ON THE FAIR VALUE
13 OF ITS PROPERTY THROUGHOUT THE
14 STATE OF ARIZONA.

DOCKET NO. W-01212A-09-0082

**STAFF'S RESPONSE TO
MOTION TO INTERVENE**

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13 The Utilities Division of the Arizona Corporation Commission ("Staff") hereby objects to the
14 Motion to Intervene ("Motion") filed by Rick Fernandez on December 8, 2009.

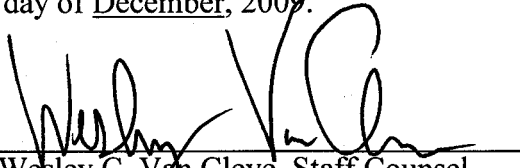
15 Mr. Fernandez is President of the Santarra Homeowners Association and claims he represents
16 311 residential customers. It does not appear from the Motion that Mr. Fernandez is an attorney, and
17 therefore he cannot represent the interests of either the Santara Homeowners Association or the 311
18 residential customers that live within the association that are served by Global Water.

19 In addition, the Administrative Law Judge ("ALJ") issued a procedural order on May 28,
20 2009. This procedural order clearly indicates that ". . . intervention shall be in accordance with
21 A.C.C. R14-3-105, **except that all motions to intervene must be filed on or before October 12,**
22 **2009.** Mr. Fernandez did not file his motion until December 8, 2009, which is well after this
23 deadline. Further, Mr. Fernandez has not provided any explanation for why he was unable to file his
24 motion prior to the October 12, 2009 deadline, and has not indicated whether he intends to submit
25 any pre-filed testimony or offer any witnesses at the hearing. In other words it is not clear whether
26 the granting of this intervention would unduly broaden the issues. It is important to note that the
27 hearing for this matter is scheduled to commence in less than a week. Staff believes the granting of
28 Mr. Fernandez's motion may broaden the issues and prolong the hearing in this case.

1 If the ALJ is inclined to grant this motion Staff requests that Mr. Fernandez only be allowed to
2 represent his own interests, and that he not be permitted to introduce new evidence, either through
3 pre-filed testimony or at the hearing through other parties' witnesses.

4 Wherefore Staff respectfully requests that the ALJ deny Mr. Fernandez's Motion to Intervene.

5 RESPECTFULLY SUBMITTED this 9th day of December, 2009.

6
7 
8 Wesley C. Van Cleve, Staff Counsel
9 Charles H. Hains, Staff Counsel
10 Ayesha Vohra, Staff Counsel
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12 Arizona Corporation Commission
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12 **Original and thirteen (13) copies**
13 **of the foregoing were filed this**
14 **9th day of December, 2009 with:**

14 Docket Control
15 Arizona Corporation Commission
16 1200 West Washington Street
17 Phoenix, Arizona 85007

17 **Copy of the foregoing mailed this**
18 **9th day of December, 2009 to:**

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